

MISMATED SOULS SEEK SOLITUDE

Unhappy in Wedlock, They Plead
For Release From Its
Fetters.

ELLIS FACES HARD PROBLEM

If He Pays Alimony, He Loses Furniture—
If He Pays for Furniture,
Jail for Contempt.

According to the testimony of George H. Ellis, before Judge Morse in the Third district court yesterday, where he was ordered to appear and show cause why he should not be punished for contempt of court, he has been face to face with a proposition which required more than mathematical ability to solve. Ellis was under order of the court to pay alimony to his divorced wife, who declared he was possessed of a job in a time when jobs are at a premium and was also possessed of a debt for installment furniture which he had purchased during the tenure of love's young dream.

Here is his problem: If Ellis failed to pay the alimony, he was certain of arrest. If he failed to pay the installments on the furniture, which by the way he had given his wife at the time of their separation, his wages would be garnished and his job with the Utah Copper company would be null and void. And he couldn't pay both and pay board. The price of his board was retained by the company. Choosing between the two, he considered, so he said, that it was best to keep the job and pay for the furniture.

Judge Morse dismissed the order of contempt, ordered that half Ellis's wages be paid into court by Ellis's employers, and that in the event he quit his employment to avoid paying the alimony that he be again prosecuted for contempt.

PROUDFOOT MUST PAY.

Frank Proudfoot, who was being sued by Eddie Proudfoot for divorce and alimony, works in a candy store in Ogden, according to his testimony, receiving for his labors \$35 a month. He declares he has after paying his board and room rent in November, he had \$2.70 for spending money, out of which he had paid for laundry and incidental expenses had to come. Proudfoot's restricted earning capacity, Judge Morse ruled that one-half his wages should be paid to his wife, who testified that she is without means.

YEARNED FOR THE ALPS.

For nine years, Angelo Gabardi has held to the idea that perhaps his wife, Annalia Gabardi, would return to him from Tyrol, at the foot of the Alps, to which place she fled after two years of married life in America. He testified that she often declared she would leave with any man who asked her to go, just so she could answer the call of home. Finally, she came back, and a statement of the complaint, and divorce and custody of the two children granted the father.

USED RAZOR ON WIFE.

William H. Hamilton's cruelty to Anna E. Hamilton was the cause for her being granted a divorce, even though it was done in his cross-complaint, which charged the wife with cruelty, but which had been withdrawn before the case came to trial. Beside beating her, and knocking her about the house, she testified that on one occasion he slashed her with a razor.

SMITH WILLING TO PAY.

Gilbert E. Smith was desorbed in 1909 by Mary L. Smith, after two years of married life. She took their one child with her. Smith declared his willingness to pay \$7.50 a month alimony and allow the mother to retain the custody of the child. On this basis the settlement was made.

The following final decrees were entered: Mary Anderson Short against H. H. Short; Max Simmons against Hattie J. Simmons; Lorraine Katherine Plasted Robles against Enrico Robles; Eselle B. Carter against Alfred H. Carter.

NOVEMBER TERM CLOSES.

The November term of the United States district court closed yesterday afternoon when the case of P. Delmas against G. E. King was dismissed without prejudice. The jury was dismissed and the next setting of cases will be made in January. Several cases which were set for this term were continued and a number were settled.

DESPERADO CONFESSES.

Clevo McIntyre, the desperado who was arrested by L. A. McGee, a former postoffice inspector, now a local attorney, after a chase of two years, pleaded guilty to the charge of intercepting the mail. McGee was about to leave for St. Louis to assist in the prosecution of McIntyre when he received a telegram that the man that had dodged him in nearly every part of the country had confessed his crime.

CHARGED WITH VAGRANCY.

James Saylor, the man who deserted his common law wife on her death bed and relinquished all claim to her body, will be charged with vagrancy. A complaint was filed yesterday afternoon. He was arrested in company with Mrs. Lorena Raymond in a west side room.

\$1

opens an
account here

- ¶ We welcome the small depositor at this bank.
- ¶ For mighty oaks from little acorns grow.
- ¶ And the small depositor of this year is often the large depositor of next year.
- ¶ We encourage thrifty, saving people.
- ¶ 4% interest paid.

Zion's Savings Bank & Trust Co.

Pleasing Gifts for Christmas

are gifts of quality that last for years and give pleasure to giver and receiver alike—toilet sets, manicure sets, military brushes, beveled mirrors, jewel cases, perfumes, etc. Come in and see them.

The Pure Drug Dispensary
112-114
South Main Street
MAIL
ORDERS
Received
Prompt
Attention

ing house. The police department and the county attorney's office believe that the wife eventually will be able to convict Saylor on a more serious charge.

MOLITZ HELD IN \$50 BONDS.

Paul Molitz was arraigned before Judge Whitaker yesterday on a charge of assault with intent to commit murder. He entered a plea of not guilty and was bound over to the district court in bonds of \$500. Molitz is alleged to have sent a bullet through the cheek of Nick Lamont in a saloon brawl at the Midway saloon on Nov. 23.

CASE UNDER ADVISEMENT.

Having argued the case for three days, the suit of the Central Foundry company against W. B. Albertson, receiver of the Salt Lake Public Service company, with the Capital Savings & Trust company as intervenors, has been submitted to Judge Ritchie of the Third district court and by him taken under advisement. The suit is for a balance due, or alleged to be due, on three cars of pipe and fittings, the balance amounting to \$4,500.

VERDICT FOR DEFENDANT.

The jury in the case of the Commercial Union Assurance company against Mine & Smelter Supply company, returned a verdict for the defendant yesterday, after being out several hours. The case was heard before Judge John A. Marshall in the United States district court and involved an insurance policy of \$3,995.25, which was paid at the time of a fire in 1901 which destroyed the company's stock.

HALT IN IMPROVEMENTS.

Christo Pappas and Gust Koutouros have been granted a temporary injunction in Judge Morse's division of the Third district court on their petition for the restraining order. The suit is for the improvements in front of the Shubert theater building will be for the present discontinued. The improvements being made, declared the plaintiffs, obstructed the entrance to their place of business, a tobacco stand and shoe parlor adjoining the theater entrance.

UNDESIRABLES GATHERED IN.

Nearly 20 undesirables who have been brought into the clutches of the law during Judge Barlow's recent roundup had a change of venue charged in the complaint, and divorce and custody of the two children granted the father.

DOCTORS PLEAD NOT GUILTY.

Brown, J. H. Robinson and Robert R. Brownfield, charged with having performed a criminal operation upon Fannie Decker, pleaded not guilty to the charge when arraigned before Judge Whitaker yesterday morning. The preliminary hearing was set for Dec. 23 at 10 o'clock a.m.

ARRAIGNED ON INDICTMENTS.

Three Criminal Cases Called Before Judge Marshall.

Three men were arraigned before Judge John A. Marshall in the United States district court this morning on criminal indictments and entered pleas of not guilty. The cases were: John J. Simmons against Hattie J. Simmons; Lorraine Katherine Plasted Robles against Enrico Robles; Eselle B. Carter against Alfred H. Carter.

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FATAL COLLISION ON SHORT LINE

Roadmaster Donovan Caught Between Cars as Trains Come Together Near Nampa.

LOCOMOTIVE IS DEMOLISHED

Freight Train Runs by Signals and Dashes Into Caboose of Train Standing Ahead.

A freight collision at 4:05 p. m. Friday at Owyhee near Nampa on the O. S. L., resulted in a fatal injury to Roadmaster T. Donovan of Nampa, and partially demolishing an engine, four cars of merchandise and one car of coal. The injured man died in the hospital at Boise Friday night. Extra freight train No. 10, in charge of Conductor Malone and Engineer Snyder, and hauled by engine No. 1043, was standing on the main track between switches Friday afternoon, with a flagman out a quarter of a mile east of the caboose, to flag approaching No. 55, a time freight train also hauled by engine No. 1043, in charge of Conductor McKinnel and Engineer Ball. The latter answered the flag, but ran by the distant signal at caution, after having seen a bullet through the cheek of Nick Lamont in a saloon brawl at the Midway saloon on Nov. 23.

Roadmaster Donovan was standing in the doorway of the caboose, on point of leaving, as the collision occurred. When the wreckage was cleared away, Donovan was found under the badly demolished freight engine barely alive and badly mangled. He was hurried to the hospital at Boise with all possible speed, but he died at midnight. The track was not badly torn up, and was repaired last evening early, so trains could pass.

Engineer Ball of No. 55 is from the Utah division where he was promoted from position of fireman, and has been working on the Texas line since Nov. 9 last, but only as an engineer for the last week. In the last 10 days, two men were discharged for failure to flag properly at that place. Ball claimed he could not hold the train, while his conductor said the air went into emergency at the distant signal. The railroad is in a state of confusion, and is certain why the engineer on No. 55 got by the block signals, and whether Malone really had a flagman out.

The funeral of the roadmaster will be held at Boise at 2 p. m.

MAY NOT VISIT SALT LAKE.

J. C. Kruttschnitt, director of maintenance of the Harriman system, is due in Ogden on Sunday, and is expected to remain there until early Monday morning, so as to run over the line between Huntington and Pocatello by daylight, arriving at that point Monday evening. As it is getting very near the holidays, it is not believed Mr. Kruttschnitt will visit Salt Lake, as it is said he is anxious to reach his home in Chicago before Santa Claus comes 'round.

SPECIAL OCEAN SERVICE.

Asst. Freight and Passenger Agent J. H. Mandeloff of the Pacific Coast Route is in receipt of official intelligence of the installation of the service between East San Pedro and San Francisco via the Pacific Coast Route. These line vessels are triple screw, turbine, steel steamships the like of which has not before been seen on the Pacific coast. The first steamer leaves East San Pedro harbor Dec. 20, being due there now from New York via the straits of Magellan. The steamer is expected to arrive Tuesday, Wednesday and Friday leaving at 2 p. m. in connection with special steamer trains from Los Angeles.

SPIKE AND RAIL.

Grant C. Bagley has an article on Utah rails, the D. & R. G. Road Book for December.

Douglas White, publicity agent of the Salt Lake Route, is in the city for a few days, en route to Los Angeles from an eastern business trip.

Parley L. Williams returned Friday night, from his trip to New York.

General Manager Bancroft and Assistant Fred Knickerbocker of the O. S. L. leave today for Huntington, Or., to meet Mr. Kruttschnitt. They return Tuesday.

The Southern Pacific has just issued time card No. 25, to take effect Dec. 15. The only change is that No. 3, west-bound train, has been leaving Ogden at 6:20 a.m. will leave at 7:10 a.m., or 40 minutes later.

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